

Amendment No. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1710*

House Bill No. 1749

by adding in § 68-7-102(4)(A) in Section 1 the language "any clones of the plant;" immediately after the language "the seeds of the plant;".

AND FURTHER AMEND by deleting § 68-7-102(5)(B) in Section 1 and substituting instead the following:

(B) Includes nasal sprays, capsules, pills, suppositories, transdermal patches, ointments, lotions, lozenges, tinctures, oils, and liquids;

AND FURTHER AMEND by deleting § 68-7-102(23) in Section 1 and substituting instead the following:

(23) "Practitioner" means a physician who is licensed to practice medicine in this state pursuant to title 63, chapter 6, or osteopathic medicine in this state pursuant to title 63, chapter 9;

AND FURTHER AMEND by deleting the language "measurement;" at the end of § 68-7-103(b)(3)(A) in Section 1 and substituting instead the following:

measurement. This subdivision (b)(3)(A) shall not apply to any facility operated by a four-year public or private institution of higher education located in this state conducting research pursuant to a research license granted by the medical cannabis commission;

AND FURTHER AMEND by deleting the language "separate" in § 68-7-104(a)(1) in Section 1.

AND FURTHER AMEND by deleting § 68-7-105(b) in Section 1 and substituting instead the following:

(b)



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(1) Once each year, the commission shall accept applications for licenses to operate medical cannabis establishments. The commission shall publish the dates such applications will be accepted on its website.

(2) The commission shall act on each application received in accordance with this subsection (b) within one hundred twenty (120) days of receipt.

(3) An applicant who submits an application in accordance with this subsection (b) and whose application for a license is denied may appeal the denial in accordance with procedures established by the commission by rule promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

AND FURTHER AMEND by deleting the language "educational" in § 68-7-105(c)(2)(C) in Section 1 and substituting instead the language "vocational or professional".

AND FURTHER AMEND by adding in § 68-7-201 in Section 1 the language "or a contiguous state" immediately after the language "a resident of this state" wherever it appears.

AND FURTHER AMEND by adding in § 68-7-202(a)(1) in Section 1 the language "or a contiguous state" immediately after the language "a resident of this state".

AND FURTHER AMEND by deleting § 68-7-411(3)(C)-(D) in Section 1 and substituting instead the following:

(C) Fees;

(D) Security requirements for medical cannabis establishments; and

(E) Procedures for the appeal of a license denied under § 68-7-105;

AND FURTHER AMEND by deleting Section 5(2)(F) and substituting instead the following:

(F) Twenty percent (20%) to the department of education for pre-kindergarten through grade twelve (pre-K-12) educational purposes;

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AMEND Senate Bill No. 1710*

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by deleting the word "and" in § 68-7-102(10)(L) in the amendatory language of Section 1.

AND FURTHER AMEND by adding the following language as a new subdivision (10)(M) in § 68-7-102 in the amendatory language of Section 1 and redesignating existing subdivisions appropriately:

(M) Sickle cell anemia; and



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AMEND Senate Bill No. 1689*

House Bill No. 1909

by deleting Section 1 and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-14-202(a), is amended by deleting the word "or" at the end of subdivision (4), replacing the period at the end of subdivision (5) with the language "; or", and adding the following as a new subdivision:

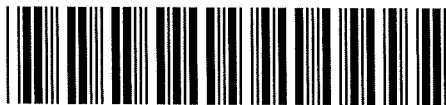
(6)

(A) Restrains a dog with a chain, cord, tether, cable, or similar device while a natural or manmade disaster is imminent or occurring, including, but not limited to, a period of time when:

(i) A severe flooding or tornado warning issued by the national weather service is in effect for the geographic area where the dog is located; or

(ii) A mandatory or voluntary evacuation order is in effect for the geographic area where the dog is located; and

(B) The dog suffers bodily injury as defined in § 39-11-106.



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AMEND Senate Bill No. 1841

House Bill No. 1482*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 35, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Magistrate" means any magistrate, judicial commissioner, night judge, or other official who has the authority to admit to bail a person who has been arrested and detained for the commission of a criminal offense in that county;

(2)

(A) "Monitoring device" means:

(i) A transdermal monitoring device or other alternative alcohol or drug monitoring device;

(ii) An electronic monitoring device with random alcohol or drug testing;

(iii) A global positioning monitoring system as defined in § 40-11-152; or

(iv) Any other monitoring device a judge or magistrate orders to ensure that a person charged with or convicted of a criminal offense and released from custody complies with any conditions of release imposed;



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(B) "Monitoring device" does not include an ignition interlock device; and

(3) "Monitoring program" means a program whereby a person who has been charged with or convicted of a criminal offense is released from custody on bail, pre-trial diversion, judicial diversion, community correction supervision, or probation and one (1) of the conditions of release is that the person participates in a program whereby the person's alcohol use, drug use, or geographic location is in whole or in part determined by a monitoring device.

(b) No person ordered by a judge or magistrate to participate in a monitoring program as a condition of release from custody shall be released until the appropriate monitoring device is installed on the person required to wear the device. However, if the monitoring device is not installed within forty-eight (48) hours of the judge or magistrate's order, the person may be released and shall be responsible for having the device installed within twenty-four (24) hours of release.

(c) A person ordered by a judge or magistrate to participate in a monitoring program as a condition of release from custody may choose any authorized agent to install and monitor the monitoring device.

(d) Each probation office shall maintain a list of all companies and agents authorized to conduct monitoring programs and monitoring device activities in that judicial district. The office shall provide a list of these authorized companies and agents to any person who has been ordered by a judge or magistrate to participate in a monitoring program as a condition of release from custody. Neither the probation officer, probation office, or other person assigned to supervise the person nor the sentencing judge shall express any preference for a particular agent or company authorized to conduct monitoring programs or install monitoring devices.

(e) Payments for monitoring devices shall be made by the person required to utilize the device directly to the company or agent installing and monitoring the device.

Failure to make timely payment for the monitoring device is a violation of the person's terms and conditions of release from custody. If the person fails to make timely payment in accordance with the agreement between the person and the company or agent installing and monitoring the device, notice of failure to make timely payment shall be provided to the probation officer or other person supervising the person within seventy-two (72) hours of the failure to make timely payment. The probation officer or other supervising person shall notify the sentencing judge or magistrate ordering the monitoring device.

(f) All violations involving the installation or deactivation of a monitoring device or a violation of the judge or magistrate's order requiring the person to participate in a monitoring program as a condition of release from custody shall be reported to the appropriate probation officer, the probation officer's designee, or other person supervising the monitoring program within twenty-four (24) hours of the violation.

(g) A company or agent authorized to conduct monitoring programs or monitoring device activity who knowingly fails to send notification to the appropriate probation officer, the officer's designee, or other person supervising the monitoring program pursuant to this section may result in the suspension or revocation of the authority of the company or agent to oversee a monitoring program or install a monitoring device.

(h) Each company or agent who for a fee conducts monitoring programs or monitoring device activities for persons who have been ordered by a judge or magistrate to participate in a monitoring program as a condition of release from custody shall provide access to the probation officer, the probation officer's designee, or any other official charged with supervision of a person's monitoring program, of any electronic data and websites containing information relating to that person. A probation officer, probation officer's designee, or other person supervising the monitoring program of that

person may view the electronic data and proprietary websites for the sole purpose of reviewing monitoring information.

(i)

(1) Judges in each judicial district are authorized to qualify and approve companies and agents who wish to conduct monitoring programs and monitoring device activities for persons required to participate in a monitoring program as a condition of release from custody. The judges may hear complaints and allegations of violations by authorized companies and agents or companies or agents not authorized in that judicial district. Judges may, for good cause, sanction, suspend the authority of, or disqualify any company or agent operating in the judicial district of the judge that is authorized to conduct monitoring programs and monitoring device activities for persons required to participate in a monitoring program as a condition of release from custody.

(2) Before conducting business in a judicial district, a company or agent that conducts monitoring programs and monitoring device activities for persons required to participate in a monitoring program as a condition of release from custody must receive the written approval of a judge of a court designated by the presiding judge of the district.

(3) Each company or agent must comply with all applicable local rules of the courts in each judicial district in which the company or agent operates and must comply with all local rules promulgated by the courts in a judicial district that pertain to the conduct and activities of a company or agent that conducts monitoring programs and monitoring device activities.

(j) This section shall not apply to any monitoring program ordered as a condition of supervision for an individual receiving a sentence to be supervised by the department of correction pursuant to this title 40 or title 41. In such cases, the monitoring program

shall be implemented in accordance with the department's existing policies and procedures pertaining to the monitoring of individuals on community supervision.

SECTION 2. For the purpose of a company or agent conducting monitoring programs or monitoring device activities for persons required to participate in a monitoring program as a condition of release from custody obtaining approval to operate and conduct monitoring programs in a judicial district, this act shall take effect July 1, 2018, the public welfare requiring it. For all other purposes this act shall take effect October 1, 2018, the public welfare requiring it.

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AMEND Senate Bill No. 673*

House Bill No. 860

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. This act shall be known and may be cited as the "Medical Cannabis Forgiveness Act."

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 17, Part 4, is amended by adding the following as a new section:

Notwithstanding this part to the contrary, a violation of § 39-17-417 or § 39-17-418 for the possession of cannabis in an amount not to exceed two and one-half (2.5) ounces (70.874 grams) is a Class C misdemeanor, punishable only by a twenty-five dollar (\$25.00) fine, if the person possessing the cannabis:

- (1) Possesses a valid medical cannabis identification card issued by any contiguous state; and
- (2) Obtained the cannabis pursuant to a valid physician's recommendation.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.



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AMEND Senate Bill No. 2086*

House Bill No. 2393

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by adding the following as a new section:

(a) Any owner of a firearm whose firearm is stolen within this state shall report the theft, by telephone or otherwise, to the local law enforcement agency with jurisdiction over the location where the theft is believed to have occurred. The owner shall provide the reporting law enforcement agency with information about the stolen firearm, if available to the owner at the time of reporting, to include, but not limited to, the following:

- (1) The make and model of the firearm;
- (2) The serial number of the firearm; and
- (3) A description of any accessory affixed to the firearm, including, but not limited to, any bump stock or firearm silencer.

(b) A person who knowingly fails to make the report required by subsection (a) within five (5) calendar days of obtaining knowledge of the theft or developing the reasonable cause to suspect the theft occurred commits a Class C misdemeanor.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to offenses committed on or after the effective date of this act.



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Amendment No. _____

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AMEND Senate Bill No. 2517

House Bill No. 1930*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-515, is amended by deleting subsection (c) and substituting instead the following:

(c) Promoting prostitution is punishable as:

(1) Trafficking for a commercial sex act under § 39-13-309 if the person being promoted is less than eighteen (18) years of age; or

(2) A Class D felony if the person being promoted has an intellectual disability as defined in § 33-1-101.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to offenses committed on and after that date.



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AMEND Senate Bill No. 2005

House Bill No. 2068*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 33, Chapter 10, is amended by adding the following as a new part:

33-10-601.

(a) The general assembly recognizes that consumers of substance abuse treatment have disabling conditions and that consumers and their families are vulnerable and at risk of being easily victimized by fraudulent marketing practices that adversely impact the delivery of health care. To protect the health, safety, and welfare of this vulnerable population, a service provider of alcohol and drug services, as defined in § 33-2-402; an operator of an alcohol and drug treatment facility (ADTF); or a third party who provides any form of advertising or marketing services to a service provider of alcohol and drug services or an operator of an ADTF shall not engage in any of the following marketing practices:

(1) Making a false or misleading statement or providing false or misleading information about the provider's or operator's or third party's products, goods, services, or geographical locations in its marketing, advertising materials, or media or on its website;

(2) Including on its website false information or electronic links, coding, or activation that provides false information or that surreptitiously directs the reader to another website;



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(3) Soliciting, receiving, or making an attempt to solicit or receive a commission, benefit, bonus, rebate, kickback, or bribe, directly or indirectly, in cash or in kind, or engaging or making an attempt to engage in a split-fee arrangement in return for a referral or an acceptance or acknowledgement of treatment from a service provider of alcohol and drug services or ADTF; or

(4) Entering into a contract with a marketing provider who agrees to generate referrals or leads for the placement of patients with a service provider of alcohol and drug services or in an ADTF through a call center or a web-based presence, unless the service provider of alcohol and drug services or the operator of the ADTF discloses to the prospective patient, so that the patient can make an informed healthcare decision, clear and concise language and instructions that allow the prospective patient to easily determine whether the marketing provider represents specific service providers or recovery residences that pay a fee to the marketing provider, and the identity of such service providers of alcohol and drug services or ADTF.

(b)

(1) In addition to any other punishment authorized by law, a person or entity that knowingly violates subdivision (a)(1), (a)(2), or (a)(4) commits a Class A misdemeanor.

(2) In addition to any other punishment authorized by law, a person or entity that knowingly violates subdivision (a)(3) has violated the prohibition on patient brokering and commits a Class E felony.

33-10-602. It is an offense for any person to knowingly make a materially false or misleading statement or provide false or misleading information about the identity, products, goods, services, or geographical location of a service provider of alcohol and drug services, as defined in § 33-2-402, in marketing, advertising materials, or other media or on a website with

the intent to induce another person to seek treatment with that service provider. A person who violates this section commits a Class A misdemeanor.

33-10-603.

(a) It is an offense for any healthcare provider licensed under title 63 or healthcare facility licensed under title 68, with respect to alcohol and drug services, as defined in § 33-2-402, to knowingly:

(1) Offer or pay a commission, benefit, bonus, rebate, kickback, or bribe, directly or indirectly, in cash or in kind, or engage in any split-fee arrangement, in any form whatsoever, to induce the referral of a patient or patronage to or from a licensee or facility, under chapter 2, part 4 of this title;

(2) Solicit or receive a commission, benefit, bonus, rebate, kickback, or bribe, directly or indirectly, in cash or in kind, or engage in any split-fee arrangement, in any form whatsoever, in return for referring a patient or patronage to or from a licensee or facility, under chapter 2, part 4 of this title;

(3) Solicit or receive a commission, benefit, bonus, rebate, kickback, or bribe, directly or indirectly, in cash or in kind, or engage in any split-fee arrangement, in any form whatsoever, in return for the acceptance or acknowledgment of treatment from a licensee or facility, under chapter 2, part 4 of this title; or

(4) Aid, abet, advise, or otherwise participate in the conduct prohibited under subdivision (a)(1), (a)(2), or (a)(3).

(b)

(1) Any healthcare provider licensed under title 63 or healthcare facility licensed under title 68, with respect to alcohol and drug services, that violates this section commits a Class A misdemeanor.

(2) Any healthcare provider licensed under title 63 or healthcare facility licensed under title 68, with respect to alcohol and drug services, that violates

this section, where the prohibited conduct involves ten (10) or more patients but fewer than twenty (20) patients, commits a Class E felony.

(3) Any healthcare provider licensed under title 63 or healthcare facility licensed under title 68, with respect to alcohol and drug services, that violates this section, where the prohibited conduct involves twenty (20) or more patients, commits a Class D felony.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

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AMEND Senate Bill No. 2677

House Bill No. 2325*

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by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-7-226, is amended by deleting subsection (a) and substituting instead the following:

(a) All assistant district attorneys general hired after July 1, 1994, or reclassified pursuant to § 8-7-201(e)(3), shall be compensated according to the following pay schedule:

Entry level	\$ 49,080
after one (1) year	52,164
after two (2) years	55,248
after three (3) years	58,344
after four (4) years	61,452
after five (5) years	64,512
after six (6) years	67,596
after seven (7) years	70,704
after eight (8) years	73,812
after nine (9) years	76,872
after ten (10) years	79,968
after eleven (11) years	83,052
after twelve (12) years	86,100
after thirteen (13) years	89,184
after fourteen (14) years	92,256
after fifteen (15) years	95,328



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after sixteen (16) years	98,424
after seventeen (17) years	101,220
after eighteen (18) years	103,932
after nineteen (19) years	106,548
after twenty (20) years	109,020
after twenty-one (21) years	112,620
after twenty-two (22) years	116,316
after twenty-three (23) years	120,144
after twenty-four (24) years	124,392
after twenty-five (25) years	128,616.

SECTION 2. Tennessee Code Annotated, Section 8-14-107, is amended by deleting subdivision (b)(1) and substituting instead the following:

(1) A full-time assistant district public defender shall be compensated according to the following pay schedule:

Entry level	\$	49,080
after one (1) year		52,164
after two (2) years		55,248
after three (3) years		58,344
after four (4) years		61,452
after five (5) years		64,512
after six (6) years		67,596
after seven (7) years		70,704
after eight (8) years		73,812
after nine (9) years		76,872
after ten (10) years		79,968
after eleven (11) years		83,052
after twelve (12) years		86,100
after thirteen (13) years		89,184

after fourteen (14) years	92,256
after fifteen (15) years	95,328
after sixteen (16) years	98,424
after seventeen (17) years	101,220
after eighteen (18) years	103,932
after nineteen (19) years	106,548
after twenty (20) years	109,020
after twenty-one (21) years	112,620
after twenty-two (22) years	116,316
after twenty-three (23) years	120,144
after twenty-four (24) years	124,392
after twenty-five (25) years	128,616.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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AMEND Senate Bill No. 2546

House Bill No. 2513*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is amended by deleting the language "A person who was convicted of one of the following Class E felonies" and substituting instead the language "A person who was convicted of one of the following Class E or designated Class D felonies".

SECTION 2. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by deleting subdivision (iv) and substituting instead the following:

(iv) Section 39-14-105(a)(2) – Theft (Class D or Class E felony);

SECTION 3. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by deleting subdivision (v) and substituting instead the following:

(v) Section 39-14-114(c) – Forgery (Class D or Class E felony);

SECTION 4. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by deleting subdivision (vi) and substituting instead the following:

(vi) Section 39-14-115 – Criminal simulation (Class D or Class E felony);

SECTION 5. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by deleting subdivision (ix) and substituting instead the following:

(ix) Section 39-14-118 – Fraudulent use of credit card or debit card (Class D or Class E felony);

SECTION 6. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by deleting subdivision (x) and substituting instead the following:

(x) Section 39-14-121 – Worthless checks (Class D or Class E felony);



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SECTION 7. Tennessee Code Annotated, Section 40-32-101(g)(1)(A), is further amended by inserting the following as a new, appropriately designated subdivision:

() Section 39-14-150 – Identity theft (Class D or Class E felony);

SECTION 8. This act shall take effect July 1, 2018, the public welfare requiring it.